IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.M.JOSEPH

MONDAY, THE 16TH JULY 2007 / 25TH ASHADHA 1929

WP(C).No. 21497 of 2007(H)

PETITIONER:

K.M.BASHEER, S/O.MOHAMMED HAJI,
KOORIMANNIL HOUSE, MUNDUPARAMBU,
MALAPPURAM.

BY ADV. SRI.VIJU ABRAHAM

RESPONDENTS:

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1. REGISTRAR OF CO-OPERATIVE SOCIETIES,
THIRUVANANTHAPURAM.

2. THE MALAPPURAM DISTRICT CO-OPERATIVE
BANK LTD., MALAPPURAM,
REPRESENTED BY ITS GENERAL MANAGER.

3. GENERAL MANAGER,
THE MALAPPURAM DISTRICT CO-OPERATIVE
BANK LTD., MALAPPURAM.

R1 BY GOVERNMENT PLEADER (SMT. ANU SIVARAMAN)
R2 & R3 BY ADV. U.K. RAMAKRISHNAN

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 16/07/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

K. M. JOSEPH, J.

W.P.C. NO. 21497 OF 2007 H

Dated this the 16th July, 2007

JUDGMENT

Petitioner availed a loan. It was not repaid. Notice under Section 13(2) of the Securitisation and Reconstruction of Financial Assets and Enforcement of Security Interest Act, 2002 was issued vide Ext.P5. Petitioner has not filed any objection to Ext.P5 dated 9.5.2007. Petitioner has, however, only preferred Ext.P6 seeking the benefit of One Time Settlement under Ext.P4 Circular. Heard the learned counsel appearing on behalf of the respondent Bank also. The Writ Petition is disposed of with a direction to the second respondent Bank to consider and take a decision on Ext.P6 in accordance with law, within a period of two weeks from today. Till such time as a decision is taken and communicated to the petitioner, proceedings under Ext.P5 shall be kept in abeyance.

K. M. JOSEPH, JUDGE

kbk.